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6 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

7 ADEYEMI OLUWAROTIMI BENSON, )  
8 )  
9 Petitioner, ) Case No. C11-942-MJP-BAT  
10 v. ) **REPORT AND**  
11 ) **RECOMMENDATION**  
NATHALIE AHSER, Seattle Field Office )  
12 Director, United States Immigration and )  
Customs Enforcement, )  
13 Respondent. )

14 Petitioner is proceeding pro se. By letter dated June 7, 2011, he was granted 30 days to  
15 either pay the \$5.00 filing fee, or submit an application to proceed *in forma pauperis* ("IFP"),  
16 together with a certified copy of his prison trust account statement showing transactions for the  
17 past six months. Dkt. No. 3. He was advised that failure to respond to the letter by July 7, 2011,  
18 could result in dismissal of the case. *Id.* To date, petitioner has neither paid the filing fee nor  
19 submitted an application for IFP status. Accordingly, the Court recommends that this action be  
20 dismissed without prejudice for failure to pay the filing fee pursuant to 28 U.S.C. § 1914.

21 DATED this 11th day of July, 2011.

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23 BRIAN A. TSUCHIDA  
United States Magistrate Judge